

ORAL ARGUMENT NOT YET SCHEDULED**UNITED STATES COURT OF APPEALS
FOR THE D.C. CIRCUIT**

| | | |
|---------------------------------------|---|-------------|
| Hoopa Valley Tribe, |) | |
| |) | |
| <i>Petitioner,</i> |) | |
| |) | |
| v. |) | No. 14-1271 |
| |) | |
| Federal Energy Regulatory Commission, |) | |
| |) | |
| <i>Respondent</i> |) | |
| |) | |

**AMERICAN RIVERS, CALIFORNIA TROUT, KLAMATH WATER
USERS ASSOCIATION, TROUT UNLIMITED, AND UPPER KLAMATH
WATER USERS ASSOCIATION'S OPPOSITION TO YUROK TRIBE'S
MOTION TO FILE AMICUS CURIAE BRIEF IN SUPPORT OF
PETITIONER AND REMAND**

Pursuant to Federal Rules of Appellate Procedure 27(a)(3) and Circuit Rule 27, American Rivers, California Trout, Klamath Water Users Association, Trout Unlimited, and Upper Klamath Water Users Association (collectively “Intervenor NGOs”) respectfully file this response in opposition to the Yurok Tribe’s “Motion to File Amicus Curiae Brief In Support of Petitioner and Remand” (October 2, 2015). Intervenor NGOs oppose the Motion on the ground that the Motion is inconsistent with the Yurok Tribe’s contractual obligations under the Klamath Hydroelectric Settlement Agreement. We acknowledge that this ground is not

justiciable, since these contractual obligations are not before this Court. If the Court grants the Yurok Tribe's Motion, Intervenor NGOs will respond to the merits of the Yurok Tribe's arguments on the briefing schedule ordered by the Court on July 28, 2015.

CONCLUSION

For the foregoing reasons, Intervenor NGOs request that the Court deny the "Yurok Tribe's Motion to File Amicus Curiae Brief in Support of Petitioner and Remand."

Dated: October 14, 2015

Respectfully submitted,



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CERTIFICATE OF SERVICE

Pursuant to Rule 25 of the Federal Rules of Appellate Procedure and Circuit Rule 25, I hereby certify that I have this day caused to be served, through the Notice of Activity generated by the Court's Case Management/Electronic Case Files system, the foregoing document upon the parties listed below.

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